

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Brian L. Klock (Reg. No. 36,570) on 1/14/2009.

The application has been amended as follows:

#### **In the claims:**

In claim 3, line 6, before "operating record", change "the" to --an--.

In claim 4, line 2, delete "Currently Amended".

In claim 7, line 2, change "6" to --1--.

In claim 7, line 2, after "device", insert --is--.

In claim 10, line 6, before "operating record", change "the" to --an--.

In claim 12, line 3, after "predetermined", insert --threshold--.

### **REASONS FOR ALLOWANCE**

The following is an examiner's statement of reasons for allowance:

The closest prior art of record, namely, Murakawa (U.S. Patent No. 7,155,051) and/or Inoue et al. (U.S. Patent No. 6,144,835) do not disclose, teach or suggest, a

Art Unit: 2625

color space conversion unit for converting a color space, which is dependent on the image input-output device, of an image which is output from a device driver of the image input-output device into a common color space used in an OS of a host computer, by performing color matching processing using a profile corresponding to the image input-output device, where the color matching processing is performed using a color matching module included in the OS; a determination unit for determining the extent of a match between a particular image and an image converted into said common color space and said common resolution; wherein the color space conversion unit, the resolution conversion unit, the determination unit and the image processing control unit are running on the OS, and the color space conversion unit, the resolution conversion unit, the determination unit and the image processing control unit are constructed independently of the device driver of the image input-output device, as recited in independent claim 1.

Independent claims 8, 11 and 14 recite the same or similar claim limitations or features as recited in independent claim 1 above, therefore, independent claims 8, 11 and 14 are found to be allowable over the closest prior art of record mentioned above, for the same or similar reasons as stated and mentioned above in independent claim 1.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dov Popovici whose telephone number is 571-272-4083. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward Coles can be reached on 571-272-7402. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Dov Popovici/  
Primary Examiner, Art Unit 2625